

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF TENNESSEE  
NASHVILLE DIVISION**

|                                       |   |                         |
|---------------------------------------|---|-------------------------|
| DR. JOSEPH CICCIO, <i>et al.</i> ,    | ) |                         |
|                                       | ) |                         |
| Plaintiffs,                           | ) |                         |
|                                       | ) | Civil No. 3:19-cv-00845 |
| v.                                    | ) |                         |
|                                       | ) | Judge Trauger           |
| SMILEDIRECTCLUB, LLC, <i>et al.</i> , | ) |                         |
|                                       | ) |                         |
| Defendants.                           | ) |                         |

**NOTICE OF VOLUNTARY DISMISSAL WITHOUT PREJUDICE**

Pursuant to Rule 41(a)(1)(A)(i) of the Federal Rules of Civil Procedure, Plaintiffs Whitney Blaine, David Capablanca, Emily Gebhard, Krystal Perkins, Romonia Simpson, Anthony Vasquez, Jessica Vaughn, Zoe Williams, Dana Johnson, Penny Young-Carrasquillo, Mike Alkema, Visaka Bhandari, Gabriella Loiseau, Eliana Molina, Blair Lofland, Garbriel Campos, Kenneth Phillips, Pamela Flowers, Jane Lee, Vance Roodzant, and Laurel Wilcox file this notice voluntarily dismissing their claims in this action without prejudice.

DATED: December 12, 2019

Respectfully submitted,

s/Edward M. Yarbrough  
Edward M. Yarbrough, TNBPR#004097  
W. Justin Adams, TNBPR#022433  
BONE MCALLESTER NORTON PLLC  
511 Union Street, Suite 1600  
Nashville, Tennessee 37219  
TEL: (615) 238-6390  
FAX: (615) 687-6990  
eyarbrough@bonelaw.com  
wjadams@bonelaw.com

Robert K. Spotswood, Alabama Bar # ASB-7015-P76R  
Michael T. Sansbury, Alabama Bar # ASB-6473-A53S  
Joshua K. Payne, Alabama Bar # ASB-1041-A55P

SPOTSWOOD SANSOM & SANSBURY LLC

One Federal Place  
1819 Fifth Avenue North  
Suite 1050  
Birmingham, Alabama 35203  
TEL: (205) 986-3620  
FAX: (205) 986-3639  
rks@spotswoodllc.com  
msansbury@spotswoodllc.com  
jpayne@spotswoodllc.com

Richard Stone, U.S. Dist. Ct. S.D.N.Y. Bar # RS5324  
BLACKNER, STONE & ASSOCS.  
123 Australian Avenue  
Palm Beach, Florida 33480  
TEL: 561-804-9569  
rstoneesq@aol.com

*Attorneys for the Plaintiffs*

**CERTIFICATE OF SERVICE**

I certify that on December 12, 2019, I filed the foregoing with the Court's CM/ECF system which will provide notice to counsel for the Defendants, as follows:

John R. Jacobson  
Elizabeth O. Gonser  
Riley Warnock & Jacobson, PLC  
1906 West End Avenue  
Nashville, TN 37203  
jjacobson@rwjplc.com  
egonser@rwjplc.com

s/ Edward M. Yarbrough